TRUST COMPANY CONTEMPLATES SUING FOR THE REST.

Dennett and Douglass Held in Default of \$10,000 Ball Each and in Different Prisons - said to Have Fallen Out -Report That Boston Man Is Wanted.

Conflicting statements were made yesterday by persons representing the Trust Company of America in the Douglasstennett case of stolen bonds. William F. Sheehan, counsel for the company, and one of the company's officers declared that the entire case, so far as the police are con-cerned, had been closed with the arrest of W. O. Douglass, the assistant bond clerk who took the securities from the vault, and Oliver M. Dennett, the broker who received and used a large part of them. Another man who is familiar with all the details of the case declared that a third person is being sought who, it is believed, engineered the looting of the vaults and furnished the brains for the Douglass-

Dennett combination. It turned out yesterday also that the trust company has not recovered actual possession of all the bonds that were taken. Statements made for the company on Tuesday that it had actual physical and legal possession of all the bonds should baye been read as meaning "physical or legal." President Oakley Thorne said vesterday that there are ninety bond valued at \$63,000 which are not yet in the company's hands. These bonds have been located and are regarded by the officers as legally in the company's possession. The brokers who hold them refuse to give hem up without some sort of a guarantee that they will be held harmless. President Thorne said the company had paid out \$77,000 as a debit balance in recovering bonds. The two amounts added make the \$14,000, which he fixed as the company's less up to the present. Actions will be brought to recover the bonds if they are

not returned, and it is likely also that efforts will be made to compel the reimbursement of the trust company for the money which it has been obliged to pay out to recover some of the bonds. The company refused yesterday, as it

has everyday since the thefts became known to give out the actual total value of the bonds which were taken. President Thorne admitted yesterday

that the larcenies from the company had been going on for probably a year. It was denied that there was any disposition on the part of the directors to criticise the Douglass and Dennett were arraigned

n the West Side police court before Magis-

trate Walsh yesterday and each was held for trial in \$10,000 bail. Dennett was araigned in the morning, the charge being that he received \$61,000 of Chicago, Rock Island & Pacific Railroad bonds from Doug-Island & Pacific Railroad bonds from Douglass knowing that they had been stolen.

President Thorne, A. M. Ostrom, the company's loan clerk, and William H. Chesebrough, a director, were in court. Forbes J. Hennessey, Dennett's counsel, waived examination. Assistant District Attorney Murphy thought \$10,000 wouldn't be excessive. Mr. Hennessey said his client could raise \$7,000 bail, \$5,000 in cash. He guaranteed to produce the prisoner at He guaranteed to produce the prisoner at any time. Magistrate Walsh said he would be inclined to make the bail higher than \$10,000, but would rely on the District At-

510,000, but would rely on the District Attorney's judgment. Failing to get the ball Dennett was locked up.

The complaint against Douglass charged him with stealing only the \$81,000 of Chicago, Rock Island and Pacific bonds. He was arraigned late in the afternoon. His counsel made no objection to the amount of ball and apparently was not worrying much shout getting him out before the about getting him out before the

"Douglass is very comfortable where be is, the question of ball will be taken up at the proper time," said Lawyer Honey. .

Mr. Honey asked the Magistrate if his client couldn't be transferred from the client couldn't be transferred from the client couldn't be another banks to keep a 25 per cent. respectively. bernett Mr. Honey said that it was his The two men had occupied cells on opposite sides of a corridor. They could talk to each other, but not without raising their each other, but not without raising their voices. The Magistrate sent Douglass to

Honey refused to say what had prompted him to make the request. One story was that there had been a war of words between the two over the confession which Douglass is supposed to have made. It was evident that Douglass and Dennett iren't pulling together now, and that may

Lelp to clear up the case.

If the Trust company people succeeded vesterday in finding out anything definite about the business done by the firm of "Douglass, Dennett & Reardon" they didn's take the reporters into their confidence. They declared that they did not know who "Reardon" is. The young woman stenographer in Dennett's office said it wasn't

Pinkerton detectives were in charge of Dennett's offices most of yesterday. Even the stenographer was barred out. The case, before it is cleared up, may involve a Boston man who is said to have advised Dennett in a good many matters.

SHORT SIGHTED C. N. R.

Canadian Government Expert Makes Severe Report on the Line.

WINNIPEG, Man., April 24. - The Dominion Transportation Commission's expert reported last night to the Board of Trade on the congested traffic condition on the C. N. R. system. He declares the policy of the company short sighted and its physical condition wretched.

The Winnipeg terminals have not been improved since the system was purchased from the Northern Pacific years ago. Wood has been piled up for two years in some places along the tracks and cannot be moved; that too, with a fuel famine in the West this winter. The expert recommends that the system

permitted to construct another road until it ballasts the existing lines and equips them with adequate rolling stock. It has at present 160 locomotives, 4.342 box cars, 1.000 flat cars, 121 stock cars, 51 refrigerator cars and 5,000 foreign freight cars. Orders for 95 new engines to be delivered this year are outstanding.

The Board of Trade, by resolution, ordered the common to hold a session in Winnipog to provide a remedy for the existing evils.

EXCHANGE ELECTION HEATS.

. Charges of Repeating and an Attack on

the President. rAfter a spirited contest for the election of a nominating committee to choose the regular ticket for the annual election in June of officers of the Produce Exchange it was announced that three men representing the present administration and six representing the opposition were elected. In the course of the fight President Douglas was accused of being too dictatorial and charges of repeating were made by both

W. H. Spence, who attacked the president, based his attack on the fact that in order to your for any except the regular ticket was necessary to put a cross opposite the name of each man. He carried his denunciation so far that friends of the presi-dent say that he will be brought up on charge, and a petition for this purpose is being circulated among the members to

obtain signatures. administration men elected were Jones. The opposition men were Frank Brainard, P. P. Williams, A. E. Barelay, F. J. Maguire, F. L. Finlay and L. W.

HASN'T GOT ALL BONDS BACK. NEWJERSEYCENTRAL

ted by designating marks.

HILADELPHI*TWO-HOURT #AIN

EVERY HOUR ON THE HOUR.

912.15, 6.30, m7.00, m*8.00, 8.30, *8.00, \$10.00,

11.00, 11.30, m*12.00, \$1.00, 1.30, *2.00, *3.00,

*4.00, \$*5.00, 5.30, m*6.00, *7.00, *8.00, *0.00, p10.30 9.00, 2-3.00, 3.50, III -0.00, 7.30, 7.50, 7.50, 7.50, 9.50,

0, 0,40 A. M.
ANTIC CITY.—*9.40, A. M., x1.00, k2.40 P. M.
C BRANCH, ASBURY PARK, OCEAN GROVE
undays, No Asbury Parks.—24.00, 8.30, 1130 A.,
exiz.30, 1.20, g4.45, 5.30, 6.30, 1120, Sundays,
cept Ocean Grove, z4.00, 9.00 A. M.; 4.00, 8.30 except Ocean Grove, 24.00, 9.00 A. M.; 4.00, 8.30 P. M.
Time tables giving trains to EASTON, BETHLE-HEM, ALLENTOWN, MAUCH CHUNK, WILKES-BARRE, SCRANTON, READING, HARRISBURG, POTTS VILLE. WILLIAMS PORT and all other points can be obtained at following offices: Liberty St. (West 23d St., Tel. 314 Chelsea), 6 Astor House, 25, 434, 1300, 1334 Broadway, 182 5th Av., 281 5th Av., 25 Union Square West, 2798 3d Av., 103 W. 125th St., 235 Columbus Av., New York: 4 Court St., 343, 244 Fulton St., 456 Nostrand Av., Brooklyn: 390 Broadway, Williamsburg. New York Transfer Co. calls for and checks baggage to destination.

*Daily: 'Daily except Sunday, pSundays, Ybining car weep Sundays, Tlaining car daily. From West 23d St.—e12.20 P. M., 94.39 P. M., 111.50 P. M., k8.20 P. M. W. G. BESLER.

W. C. HOPE, Vice-Pres. & Gen. Mgr.

Gen. Pass'r Agent

Baltimore & Ohio Railroad ROYAL BLUE LINE TRAINS TO FALTIMORE & WASHINGTON

Leave New York City.

WASHINGTON, Sleepers, Daily. 11.50 pm 1.30 am WASHINGTON, Diner, Daily. 7.50 am 8.00 am WASHINGTON, Diner, Daily. 9.50 am 10.00 am WASHINGTON, Diner, Daily. 11.50 am 12.00 nm WASHINGTON, Buffet, Daily. 1.50 pm 2.00 pm 2.00 pm WASHINGTON, Buffet, Daily. 1.50 pm 2.00 pm WASHINGTON, Diner, Daily. 3.50 pm 4.00 pm WASHINGTON, Diner, Daily. 5.50 pm 6.00 pm WASHINGTON, Buffet, Daily. 6.50 pm 7.00 pm THROLOGY DAILY TRAINS

TO THE WEST. Leave Year York City. Leave New York City. 23d St. Lib'y St. CHICAGO, PITTSBURG. 7.55 am 9.90 am CHICAGO, POLLUMBUS. 11.50 am 12.90 n'n PITTSBURG. CLEVELAND. 3.50 pm 4.00 pm PITTSBURG. CLEVELAND. 3.50 pm 7.00 pm CINTL. ST. LOUIS, LOUISV. 1.50 pm 1.30 am CINTL. ST. LOUIS, LOUISV. 9.50 am 16.00 am CINTL. ST. LOUIS, LOUISV. 5.50 pm 6.00 pm Offices 245, 43d 1200 Brondway, 6 Astor House. 108 Greenwich St. 25 Union Square W., 391 Grand St. N. Y. 343 Fulton St. Brooklyn; West 23d St. and Liberty St. After 6 P. M. Sleeping Car Reservations and full of Information, B. & O. R. R., 23d St. Phone No. Chelsea 3144.

NEW YORK, NEW HAVEN & HARTFORD R.R. lepart from Grand Central Station, 42d a Av., as follows for: via New London and Prov.—158.00, "x.10.02 A. M., 11.100, "x.11.01, "12.300, "75.02, "12.00 P. M., Via Williamante—M., 12.00 P. M., Via Springfield—19.14 12.90, "14.00, "11.00 P. M., Puttars, 25.3 P. & Litchburg, xia Puttars, 25.3 P.

A. M., * 12:90, **44:90, **11:90 P. M.
orcester & Fitchburg, via Putnam—*5:53 P. M.
skeville and Nortolk—*8:49 A. M., *2:31 P. M.
REAT BARRINGTON, STOCKBRIDGE, LENOX,
PITTSPIELD—*14:54, *8:49 A. M., and *2:31 P. M.
Ticket offices at cGrand Central Station and
25th St., also at c245, 1230, c1354 B'way, c25 Union
puare, c182 Fifth Ave., c245 Columbus Ave., c649,
adilson Ave., c166 W. 125th St., 2798 Thirt Ave.,
Brooklyn, c4 Court St., 479 Nostrand Ave., 390
way. B'way.
Dally. Except Sundays. TStops at 125th St.
Stops at 125th St. Sundays only. Parlor car
limited. Has diving car. eParlor and sleeping
car tickets also.

Lackawanna Railroad

*140 P. M.—For Buffaio, Chicago and St. Louh *1400 P. M.—For Buffaio and Chicago. *1400 P. M.—For Seriation and Plymouth. *2*6:15 P. M.—For Buffaio, Syracuse and Ithaca. *2:00 A. M.—For Chicago—Sicepers open 9:30 P. M. Tickets at 149, 429, 1183, 1434 Broadway, N. V.; 330 Pulton St., Brooklyn. *Dally. *Except Sun-day. **XFridays** and Saturdays. Leave 23d St., 12:30 P. M. zLeaves Christopher St., 6:10 P. M. week days.

LEHIGH VALLEY. Foot of West 28d A. Cortlandt and Desbrosses Sts. B. Daily. Sunday: a7.23. b9.25, e7.45, d9.45, n5.25, x5.46.

Ticket Offices: 355 and 1490 Broadway.

BANK STATEMENT RULES. Proposed Definition of What Each Item Shall Cover.

Notice was sent out yesterday to the members of the New York Clearing House that three amendments to the constitution serve, and forbidding members to put through the clearing house checks against non-member banks but made payable at a member bank without certification by the non-member bank, have already been

The third amendment was proposed by President Delafield of the Park National Bank. It is an amplification and explanation of section 16, which prescribes what the weekly statement shall contain. There has been occasionally some misunder-standing in regard to this, especially in regard to the classification of bonds, stocks and mortgages owned by banks. The amendment declares that these shall appear under the heading of loans and discounts. The definition of what shall be interpreted The definition of what shall be interpreted as belonging under the headings now spe-rified by the constitution is as follows:

Loans and Discounts-Loans, discounts, and stocks and bonds and mortgages owned by the bank.

Specie -Gold and silver coin, United States

and Clearing House gold certificates and United States silver certificates. Legal Tender Notes-United States legal ender notes of all issues.

Circulation—Amount outstanding.
Deposits—Gross deposits and unpaid dividends, less exchanges for the Clearing House, amounts due from other banks for collection. Notes of other banks and checks on nonclearing institutions in this city.

IMPORTS AND EXPORTS. Exports of Foodstuffs the Only Class Show-

ing a Falling Off. WASHINGTON, April 24.-A bulletin issued o-day by the Bureau of Statistics, comparing the imports and exports of the nine months ended March 31 with the like period of the previous fiscal year, shows that of the \$253,000,000 of net increase, the exports of foodstuffs was the only class showing a falling off. [The largest increase was in the shipments of crude materials for the use of foreign manufacturers, which made

a gain of \$90,558,469, while the imports of the same materials increased \$51,383,498. The totals for the several classes for the nine months and the comparative increase were: Foodstuds \$229,047,489 Inc. \$15,334,005
Crude materials. 355,293,489 Inc. 51,383,498
Partly manufactured 203,045,188 Inc. 44,703,025
Utres. 274,712,372 Inc. 30,798:914 8,902,151 Inc. 1,072,127 \$1,065,846,611 Inc. \$146,291,514 Total. Foodstuffs EXPORTS.

Foodstuffs \$380.387,600
Crude materials 497,936,748
Partly manufactured 191,627,881
Fluisiaed manufac Dec. \$24,765,430 Inc. 90,585,469 Inc. 26,589,752

Miscellaneous. Ship Combine Securities Listed.

Securities of the International Mercantile Marine Company, which have been dealt in on the curb since the organization of the company, have been admitted to the Stock Exchange list. The securities are \$52,744,000 4½ per cent. bonds, \$51,730,-000 preferred stock, \$49,921,800 common stock and \$19,618,000 International Navigation Company 5 per cent. bonds. The committee on stock list is empowered to add from time to time \$22,256,000 4½ per cent. bonds, \$8,269,000 preferred stock, \$10,067,200 common stock and \$103,000 International Navigation Company bonds.

Slow Day for Boston Coppers. Boston, April 24. - Boston had a slow narket with scarcely any feature to-day. Butte Coalition eased 1/2 to 26; North Butte Butte Coattion eased ½ to 26; North Butte eased ½ to 85½; Copper Range lost ½ to 81; Old Dominion rose ¾ to 55; Trinity, 21½; Utah. 62½; Isle Royale lost ¼ to 18¼, later 19: La Salle sold at 17½ to ¼. Arcadian ran up from 6½@77% in the afternoon, settling at 7½. Calumet and Hecla gained 5 to 859 and California and Arizona eased

LEGAL NOTICES.

CIRCUIT COURT OF THE UNITED STATES. - District of Massachusetts. - No. 230. - In Equity. - JACOB EDWARDS ET AL. v. BAY STATE GAS COMPANY OF DELAWARE. - RECEIVER'S PETI-TION FOR INSTRUCTIONS .- (Filed by leave of Court, April 18, 1907.) The Receiver respectfully shows to this Honor-

1. That, as set forth in his Report heretofore filed, on or about February 10, 1898, Jacob Edwards, Jacob Pfaff, Christopher M. Tower, George A. Smith, Lilli: Chase, Fannie Chase and Gerard Bement and Catherine B. Bement, Executor and Executrix of Henry Pfaff, deceased, holders of certain income bonds issued by the above de fendant, filed a bill in equity against the above defendant in the United States Circuit Court for the District of Delaware. In their bill the com lainants prayed the following relief:

That the defendant should render full, true and effect accounts of all money's and other assets and property of every description received, held or owned by it since its incorporation, and of all income therefrom, and also of all payments and disposition of these moneys and their assets and roperty of every description since said date: That it might be decreed that the defendant is indebted to the complainants and other holders of the income bonds of the defendant to the amount of seven per cent. per annum, annual interest upon said bonds since the last payment of interest hereon, and that the defendant be ordered to pay

the same to said bondholders: That the defendant Company and its officers irectors, agents and attorneys might be enjoined ad restrained from transferring, pledging or in any way disposing of any of its moneys, assets of property, and from removing the same from the District of Delaware, and from disposing of or removing from said District any of its records, books of account, vouchers, documents or other papers, and especially that the defendant Company might be enjoined from making good any deficit under certain trust agreements referred to in said bill. That one or more suitable persons might be

appointed receiver or receivers of the assets, ef-fects and credits of the defendant Company to preserve the same until the final decree therein, and for the purpose of recovering by proper process and under the direction of said Court such of the defendant's moneys and other assets and property as had been disposed of fraudulently, lilegally and without consideration: General relief.

? That on or about April tenth, 1903, the said Christopher M. Tower, George A. Smith, Lillie Chase and Famile Chase and the executors of Henry Pfaff, deceased, filed in said Circuit Court of the United States for the District of Delawars a supplemental bill against the above defendant In said bill the prayers for relief were as follows: "That for the purpose of preserving the property said defendant, The Bay State Gas Company of Delaware, and of enforcing its property rights and defending its interests and pending a final decision herein, a receiver or receivers of said defendant be appointed of all and singular the properties, choses in action, franchises and rights of the defendant, with full power to demand, receive nd take into his or their possession all the money's books, credits, rights, choses in action and other property of every description belonging to said company, and with full power and authority to collect and receive all the issues and income of the property of the said company and apply the same inder the orders of this Court to the payment of he interest due your orators upon, and the inter vening complainants herein, the income bond-owned or held by them, severally and respectively, or to such other purposes as the Court may order and direct; and to protect and preserve the property of the defendant wherever situated, and that upon a final decree, the aforesaid Receiver or Re retvers be made permanent with all the powers and privileges hereinbefore recited, to hold and ontrol such property until such time as this Court shall direct the return thereof to the defendant. "That pending this suit a writ or write of in-junction may be issued against said defendant and all persons claiming by, through or under it, and its officers, employees and agents, restraining them and each of them, from interfering with the said

and each of them, from Interfering with the said Receiver or Receivers in taking possession of said property and from collecting or receiving any debts, and from paying out, selling, assigning or transferring any of the estate, money, fund, stock or other property of the said defendant."

General relief.

3. That various holders of said bonds Intervened in said proceedings in Delaware, and on May 28, 1903, a decree was entered by said United States Circuit Court for the District of Delaware appointing the said George Wharton Pepper Receiver pending the final hearing and determination of said proceedings. Proofs have not been closed in said proceedings, and there has been no final hearing and determination. No decree for the dissolution of said Company or for the distribution of its assets has been entered in any Court.

4. That subsequently, on June 8, 1903, upon bill filed in your Honorable Court, by the said Jacob Edwards, the said George Wharton Pepper was appointed ancillary receiver of the above defendant.

5. That upon the allowance of the Receiver's

solvent to the extent that the Receiver is in possession of funds wherewith to iliquidate all its indebtedness.

7. There is attached, as "Exhibit D," to the said Report heretofore filed, a copy of one of said mome bonds; all the other bonds being, as the Receiver is informed and believes, issued in similar form. As will appear by a reference thereto, the said bonds are not due until May 1, 1939, and the holders thereof are entitled to so much in terest thereon, not exceeding seven per cent, per annum and not to be cumulative, as the net earnings of said Company for each gacal year ending the thirty-first day of December will pay. The said bonds are redeemable at par and interest at seven per cent, from the date of the bonds (May 1, 1889) to the date of redemption, less the total amount of interest already paid. As set forth in the report hereitofore filed, no interest has been paid on said bonds since 1893.

The Receiver therefore petitions this Honorable Court that by its decretal order it will instruct and direct him as to further disposition of the net balance of funds now in his lands as Receiver:

(a) As to whether he shall be instructed and ordered to remit said balance to the Delaware receivership, there to be administered and distributed under the order of the Court of domiciliary furtsdiction, or

(b) Whether the debts of said corporation or any part of them shall be paid, or said income bends shall be paid or purchased in this jurisdiction by the Receiver and under the order and direction of this Honorable Court.

GEORGE WHARTON PEPPER, Receiver.

A true copy. Attest:

[Seal] L. C. TUCKER, Deputy Clerk, CIRCUIT COURT OF THE UNITED STATES.

CIRCUIT COURT OF THE UNITED STATES -

CIRCUIT COURT OF THE UNITED STATES. District of Massachusetts.—No. 220.—In Equity.—JACOB FDWARDS ET AL. V. BAY STATE GAS COMPANY OF DELAWARE.—ORDER OF COURT ON RECEIVER'S PETITION FOR INSTRUCTIONS.—April 18, 1607.

PUTNAM. J. On the petition of the receiver for instructions, it is ordered that any person or corporation concerned may show cause and answer on Tuesday. May fourteen, 1907, at ten o'clock in the forenoon; a certified copy of said petition and this order thereon to be published once, on or before April 27, 1907, in the Boston Daily Advertiser, a newspaper published in the City of Boston. Massachusetts; in The Sun, a newspaper published in the City of New York, New York, and in the Morning News, a newspaper published in the City of Wilmington, Delaware; and asis a certified copy thereof or each to be delivered in hand to, or left at the usual place of abode of, J. Frahk Allee of Dover, in the State of Delaware, President, and William Henry Miller of Melrose, in the State of Pennsylvania, Treasurer, of the Bay State Gas Company of Delaware; said cooles to be served by the United States Marshal of the District where each resides respectively, or by one of his deputies, on or before May 1, 1907.

By the Court:

May 1, 1907.

By the Court:

ALEX. H. TROWBRIDGE, Clerk,

By L. C. TUCKER, Deputy Clerk. A true copy. Attest: |Seal] L. C. TUCKER, Deputy Clerk. MICHELIN PRODUCTS SELLING COMPANY, Notice is hereby given that the following cer-

MICHELIN PRODUCTS SELLING COMPANY.
Notice is hereby given that the following certificate has been duly issued:
State of New York.
Office of the Secretary of State. | 85:
This Certificate issued in duplicate, hereby certifies that the MICHELIN PRODUCTS SELLING COMPANY, a domestic stock corporation, has filed in this office on this Sixteenth day of April. 1907, papers for the voluntary dissolution of such corporation under section 57 of the Stock Corporation Law, and that it appears therefrom that such corporation has complied with said section in order to be dissolved.
WITNESS my hand and the seal of office of the Secretary of State, at the City of Albany, this Sixteenth day of April, one thousand nine hundred and seven.

| Deputy Secretary of State. CHARLES H. HYDE, Secretary.

1 to 165. United States Smelting hardened 1 to 55 and American Telephone rose 11/4

LEGAL NOTICES.

CIRCUIT COURT OF THE UNITED STATES,
District of Massachusetts.
IN FOULTY
JACOB EDWARDS et al.

BAY STATE GAS COMPANY OF DELAWARE.
PETITION OF CHARLES H. GREENLEAF FOR
LEAVE TO INTERVENE.
Filed April 16, 1807.
TO THE HONORABLE THE JUDGES OF THE
CIRCUIT COURT OF THE UNITED STATES
FOR THE DISTRICT OF MASSACHUSETTS:
RESPECTFULLY REPRESENTS Charles H.
Greenleaf of Boston, in the County of Suffolk and
Commonwealth of Massachusetts, who alleges
and says:

Greenleaf of Boston, in the County of Suffolk and Commonwealth of Massachusetts, who alleges and says:

First. That your petitioner is the holder and owner of income bonds of said Bay State Gas Company of Delaware to the amount of five thousand dollars (\$5,000.)

Second. The bill of complaint in this cause was filed by the complainants therein, on behalf of themselves and all others, income bondholders of the defendant corporation, said Bay State Gas Company of Delaware, who might have interests and desire to avail themselves of the proceedings under said bill of complaint.

Third. Your petitioner, as holder and owner of said income Bonds as a foresaid, craves leave to intervene in this cause for the protection of his interests in the premises and to become party to said suit, and hereby offers to contribute his due proportion of the expense thereof, and prays that he may be permitted to join in the prosecution of said suit for the protection of himself and of other holders of said income bonds as may hereaffer become expedient and necessary.

(Signed) CHARLES H. GREENLEAF.

MORSE & FRIEDMAN, 35 State St., Boston, Solictors for Petitioner.

COMMONWEALTH AND DISTRICT OF MASSACHUSETTS.

Boston, April 16, 1907.

Suffolk. ss:-Suffolk. ss:—

Boston, April 16, 1907.

Charles H. Greenleaf being sworn deposes and says that he is the holder and owner of the amount of income bonds of the Bay State Gas Company of Delaware set forth in the foregoing petition.

Subscribed and sworn to this sixteenth day of April, 1907.

Begore me. PERCY A. ATHERTON.

Notary Public. Before me. | Notary Public. | Seal. | Notary Public. | L. C. TUCKER. | Deputy Clerk

CIRCUIT COURT OF THE UNITED STATES,
District of Massachusetts,
IN EQUITY,
JACOB EDWARDS et al.

BAY STATE GAS COMPANY OF DELAWARE.

BAY STATE GAS COMP ANY OF DELAWARE.

ORDER OF COURT ON PETITIONS OF CHARLES H. GREENLEAF FOR LEAVE TO INTERVENE. FOR THE ESTABLISHMENT OF CLAIMS AND THE DISTRIBUTION OF FUNDS IN THE HANDS OF BECEIVER.

April 18, 1907.

PUTNAM. J. On the petition of Charles H. Greenleaf for leave to intervene as party petitioner in the above entitled cause, and on the petition of said Charles H. Greenleaf for the establishment and payment of claims, including income bonds, against said respondent, and the distribution of funds in the hands of the receiver.

It is ordered that any person or corporation concerned may show cause, if any they have, on Tuesday, May fourteenth, 1907, at ten o'clock in the forenoon, why the prayers of said petitions and this order thereon, as well as of the note by the Clerk, dated April 18, 1907, appended hereto, and signed by him, to be published once on or before April 27th, 1907, in the Boston Dally Advertiser, a newspaper published in the City of Meston, and in The Sun, a newspaper published in the City of New York, and in the Morning News. a newspaper published in the City of New York, and in the Morning News. a newspaper published in the City of Wilmington, in the State of Delaware; also a certified copy thereof for each to be delivered in hand to, or left at the usual place of abode of, J. Frank Allee of Dover, in the State of Delaware, president, and william Henry Miller of Melrose, in the State of Pennsylvania, treasurer of the Bay State Gas Company of Delaware, and George Wharton Pepper of Philadelphia, Pennsylvania, appointed as receiver of said Bay State Gas Company of Delaware; said copies to be served by the United States Marshal of the District where each respectively resides or by one of his deputies, on or before May 1st, 1907.

By the Court.

ALEX. H. TROWBRIDGE, Clerk.

April 18, 1907.

April 18, 1907.

Note by Clerk. Similar petitions for leave to intervene and for payment of income bonds have been filed by Thomas L. Sprague and Wilbur E. Barnard, which by order of court will also be heard on May 14, 1907, at ten o'clock.

ALEX. H. TROWBRIDGE, Clerk.
Clerk of the United States Circuit Court for the District of Massachusetts, by L. C. Tucker, Deputy Clerk.

A true copy—Attest:

L. C. TUCKER, Deputy Clerk.

CIRCUIT COURT OF THE UNITED STATES,
District of Massachusetts,
IN PQUITY.
JACOB EDWARDS et al.

BAY STATE GAS COMPANY OF DELAWARE.
PETITION OF CHARLES H. GREENLEAF, INTERVENING BONDHOLDER FOR ESTABLISHMENT OF CLAIMS AND DISTRIBUTION
OF FUNDS IN RECEIVER'S POSSESSION.
THE HONORABLE THE JUDGES OF THE
CIRCUIT COURT OF THE UNITED STATES
FOR THE DISTRICT OF MASSACHUSETTS:
YOUR ORATOR SHOWS UNTO YOUR HONORS,
AS FOLLOWS:
1. That on the sixteenth day of April, 1907, your
orator filed a petition for leave to intervene and

In said action

2. Your orator further shows that he is the owner and holder of income bonds of said Bay State Gas Company of belaware to the amount of five thousand dollars (\$5,000) of the issue and kind described and set forth on page 4, and Ethibit D of the Receiver's Report field in this action on the eleventh day of March, 1907.

3. Your orator further shows that it is represented in said Receiver's Report (page 6) that there are now outstanding live hundred and seven thousand dollars (\$507,000) of said income bonds, and your orator is further informed and believes and therefore avers that all the remaining outstanding indebtedness of the said Bay State Gas Compan? of Delaware is insignificant in amount, not exceeding the total sum of twenty thousand dollars (\$500,000), that said bonds are largely held by persons, either citizens of, or residing in, the State of Massachusetts, and within the jurisdiction of this Honorable Court.

4. Your orator further shows that according to the account of the Receiver heretofore filed in this proceeding he now has la his hands and possession within the jurisdiction of this Honorable Court assets of said Bay State Gas Company of Delaware more than sufficient to discharge the debts and obligations of the said Hay State Gas Company of Delaware, including the said bonded indebtedness of five hundred seven thousand dollars (\$507,000).

WHERFORE YOUR ORATOR PRAYS:
First, That a Master may be appointed to hear parties and assertain and report to this Honorable Court the indebtedness of the Bay State Gas Company of Delaware and determine and report to the Rhonorable Court as and assertain and report to this Honorable Court the indebtedness of the Bay State Gas Company of Delaware and determine and report to the Annorable Court the indebtedness of the Bay State Gas Company of Delaware and determine and report the parties in whom said indebtedness is due and owing.

Second, That It may be decreed that the re-

the parties to whom said indebtedness is due and owing.

Second. That it may be decreed that the respondent Company is indebted to your orator and other holders of said income bonds to the amount of one thousand dollars (\$1,000) for each bond so owned and held by them, together with interest thereon to the amount of seven per cent, per annum since the last payment of interest thereon.

Third. That the Receiver may be ordered to pay the same forthwith to your orator and to the other income bondholders whose claims shall have been established.

Fourth. And lastly, that your Honors may grant unto your orator such other and further relief as the circumstances may require and to this Honorable Court may seem meet and proper. (Signed) CHARLES H. GREENLEAF.

MORSE & FIGIEDMAN.

53 State St., Boston.

Solicitors for Petitioner.

Solicitors for Petitioner. COMMONWEALTH OF MASSACHUSETTS, COMMONWEALTH OF MASSACHOSETTS, Suffolk, as:—
On this sixteenth day of April, 1907, before me personally appeared Charles H. Greenleaf and made oath that he had read the above petition; that he khows the contents thereof, and that the same is true of his own knowledge and belief, except as to those matters which are therein stated to be on information and belief, and as to those matters he believes them to be true.

Before me, PERCY A. ATHERTON, [Seal.]

Notary Public.
A true copy—Attest:
L. C. TUCKER, Deputy Clerk.

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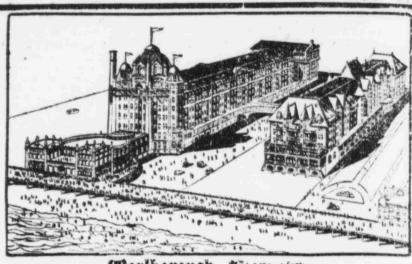
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